SAS

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.904 OF 2006
WITH
INCOME TAX APPEAL (LOD) NO.384 OF 2006

The Commissioner of Income Tax ..Appellant.

V/s.

M/s.Foods & Inns Ltd. ..Respondent.

Mr.P.S.Sahadevan for appellant.

Mr.Keshav B. Bhujle for respondent.

CORAM : F.I.REBELLO AND
J.P.DEVADHAR, JJ.

DATED : 1ST OCTOBER, 2007.

P.C. :-

As the tax incidence is less than Rs.4 lakhs, learned counsel for the appellant seeks leave to withdraw the Motion and the appeal. Motion and appeal are dismissed as withdrawn. The question of law, if any, is left open for consideration in an appropriate case. Refund of Court fees as per rules. Certified copy expedited.

(F.I.REBELL0, J.)

(J.P.DEVADHAR, J.)